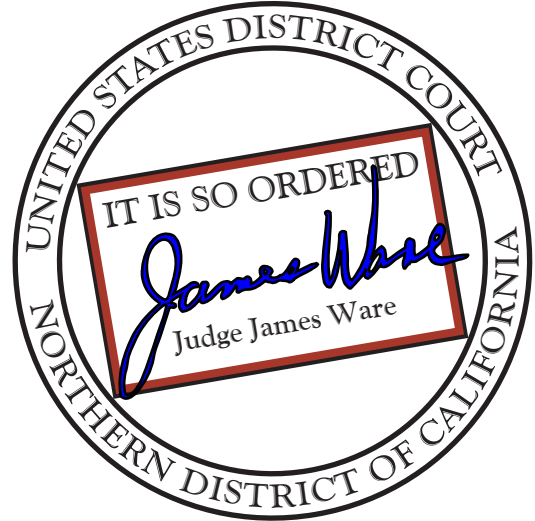


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LETTENBERGER, JACQUELINE  
ADAMS, JEREMY NISHIHARA,  
DIANNE LEMKE and DENNIS  
HAWKINS

UNITED STATES DISTRICT COURT

IN AND FOR THE STATE OF CALIFORNIA

NORTHERN DISTRICT

J.J., a minor, by and through his  
Guardian *ad litem*, Robert M. Vantress,

Plaintiff,

vs.

OAK GROVE SCHOOL DISTRICT, a  
public entity school district, et al.,

Defendants.

No. C 08 05376 JW

**STIPULATION AND ORDER TO CONTINUE  
DEADLINES FOR DISPOSITIVE MOTIONS  
AND TO EXTEND DISCOVERY**

Complaint Filed: November 26, 2008  
Trial Date: TBD:

IT IS HEREBY STIPULATED, pursuant to Civil Local Rule 6-2, between Plaintiff  
J.J., a minor, by and through his appointed Guardian ad Litem, Robert M. Vantress and  
counsel for Defendants Oak Grove School District, Manny Barbara, Katherine Baker,  
Richard Holtermann, Tamara Unck, Risa Quon, Nancy Lettenberger, Jacqueline Adams,

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1 Jeremy Nishihara, Dianne Lemke and Dennis Hawkins, and counsel for Defendants  
2 Deanna Mouser and Atkinson, Andelson, Loya, Ruud & Romo, that:

3 1. The court ordered last day for hearing on dispositive motions for any party is  
4 currently set for September 24, 2012, (Document200), which is impractical now given that  
5 discovery is not complete, and given the retirement of Judge Ware from the case and the  
6 absence of a reassignment of this case to a new judge. So that such motions can be  
7 heard on regular notice, and discovery may be completed, the parties hereby stipulate that  
8 said motion be noticed in accordance with the Civil Local Rules of this Court and that that  
9 the hearing date be continued from September 24, 2012, to October 29, 2012, or until such  
10 date as the newly assigned judge may schedule, or thereafter, as set forth below, and that  
11 said motion be noticed in accordance with the new hearing date.

12 2. The new deadline for the hearing of such dispositive motions shall be further  
13 extended if, by the deadline for filing and service of such motions, the case has not been  
14 reassigned. If the case has not been reassigned by that time, the deadline to file and  
15 serve such motions shall be on the 30<sup>th</sup> calendar day following notice of the reassignment  
16 of this case, or the first date following such date when filing and service is required by the  
17 deadline for such motions required by the Court after reassignment, whichever is later. The  
18 parties hereto stipulate to cooperate with each other to seek a reassignment of this case at  
19 the earliest time for the convenience of the Court.

20 3. The parties have been involved in numerous depositions of the relevant  
21 parties and witnesses in this case. However, because of calendaring conflicts, vacations,  
22 and /or the inability to complete certain depositions on the scheduled date or disputes as to  
23 the deposition of Defendant Deanna Mouser, the parties have not been able to complete  
24 all of the depositions that had previously been scheduled. All parties agree that it will be  
25 necessary to complete these depositions before dispositive motions can be filed and the  
26 parties stipulate to extend discovery to complete discovery which has already been  
27 initiated or noticed. The foregoing agreement to extend the deadline for filing, serving, and

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1 hearing dispositive motions is not and is not to be construed to be a waiver of any objection  
2 to any notice of deposition or to any demand for production of documents.

3 4. The court recently vacated the Preliminary Pretrial Conference set for June  
4 25, 2012, (Document209) and has not reset the Preliminary Pretrial Conference pending  
5 the filing of defendants' dispositive motions. Therefore, no party will be prejudiced by the  
6 short continuance of the hearing on and filing of defendants' dispositive motions.

7 THEREFORE, the parties agree and stipulate, through their respective counsel, as  
8 set forth above.

9 IT IS SO STIPULATED.

10 DATED: August 17, 2012

VANTRESS LAW GROUP

11  
12 By /s/  
13 Robert M. Vantress  
14 Attorneys for Plaintiff  
J.J., a minor

15 DATED: August 17, 2012

DAVIS & YOUNG, APLC

16  
17 By /s/  
18 Mark E. Davis  
19 Attorneys for Defendants  
20 OAK GROVE SCHOOL DISTRICT,  
21 MANNY BARBARA, KATHERINE  
22 BAKER, RICHARD HOLTERMANN,  
23 TAMARA UNCK, RISA QUON,  
24 NANCY LETTENBERGER,  
25 JACQUELINE ADAMS, JEREMY  
26 NISHIHARA, DIANNE LEMKE and  
27 DENNIS HAWKINS

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1 DATED: August 17, 2012

ATKINSON, ANDELSON, LOYA, et al.

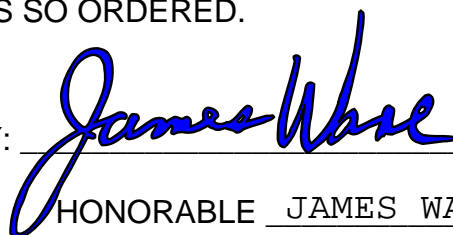
2  
3 By /s/  
4 Christopher Andre  
5 Attorneys for Defendants  
6 DEANNA J. MOUSER and  
7 ATKINSON, ANDELSON, LOYA,  
8 RUUD & ROMO

9 **ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 DATED: August 20, 2012

11 BY:



12 HONORABLE JAMES WARE  
13 UNITED STATES DISTRICT JUDGE  
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